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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re patent application of:  
Frances SAULT et al.

Confirmation No. 8073

Applic. No.: 10/501,469

Art Unit: 1761

Filed: October 12, 2004

Examiner: Unassigned

For: NOVEL FRUIT FILLINGS, METHODS FOR THEIR MANUFACTURE AND THEIR  
USE IN NUTRITIONAL PRODUCTS

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of each of the listed documents are being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

**RELEVANCE**

Documents A02-A03 came to the Applicants attention during a search of the corresponding international application. A copy of the European Search Report setting forth the portion of each reference considered relevant by the examiner is attached. The Search Report referencing document A01 was provided in the initial filing of the above-referenced application filed July 14, 2004.

**TIMING/FEE**

The instant Information Disclosure Statement is being filed in compliance with 37 CFR §1.97(b) prior to the mailing date of the first official action, therefore, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge any deficiency or to credit any overpayment to Deposit Account No. 08-1641.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,

Date:

June 23, 2005

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